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Attorneys for Sonos, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SONOS, INC.,
Plaintiff and Counterdefendant,
v.
GOOGLE LLC,
Defendant and Counterclaimant.

Case No. 3:20-cv-06754-WHA
Related to Case No. 3:21-cv-07559-WHA

**DECLARATION OF JOSEPH R.
KOLKER IN SUPPORT OF SONOS,
INC.'S MOTION *IN LIMINE* NO. 3 TO
EXCLUDE INVALIDITY BASED ON
LACK OF WRITTEN DESCRIPTION OR
ENABLEMENT FOR THE '885 AND '966
PATENTS**

Judge: Hon. William Alsup
Pretrial Conf.: May 3, 2023
Time: 12:00 p.m.
Courtroom: 12, 19th Floor
Trial Date: May 8, 2023

1 I, Joseph R. Kolker, declare as follows and would so testify under oath if called upon to
2 do so:

3 1. I am an attorney with the law firm of Orrick, Herrington & Sutcliffe LLP, counsel
4 of record to Sonos, Inc. ("Sonos") in the above-captioned matter. I am a member in good
5 standing of the New York State Bar and am admitted to practice before this Court in this matter
6 *pro hac vice*. I make this declaration based on my personal knowledge, unless otherwise noted.
7 If called, I can and will testify competently to the matters set forth herein.

8 2. I make this declaration in support of Sonos's Motion *in Limine* No. 3 to Exclude
9 Invalidity Based on Lack of Written Description or Enablement for the '885 and '966 Patents.

10 3. Attached as **Exhibit A** is a true and correct copy of excerpts from Google LLC's
11 Invalidity Contentions, dated December 6, 2021.

12 4. Attached as **Exhibit B** is a true and correct copy of excerpts from the Opening
13 Expert Report of Dr Dan Schonfeld Regarding U.S. Patent No. 10,848,885 and U.S. Patent No.
14 10,469,966, dated November 30, 2022.

15 5. Attached as **Exhibit C** is a true and correct copy of excerpts from the transcript of
16 the oral argument held before the Honorable William Alsup on March 30, 2023.

17 I declare under penalty of perjury that the foregoing is true and correct to the best of my
18 knowledge. Executed this 13th day of April, 2023 in Yonkers, New York.

19
20 
21 _____
JOSEPH R. KOLKER